



UNITED STATES
PATENT AND
TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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AMYLIN PHARMACEUTICALS, INC.
9373 TOWNE CENTER DRIVE
SAN DIEGO CA 92121

In re Application of
Bradford J. Duft et al
Serial No.: 09/445,517
Filed: December 6, 1999
Attorney Docket No.: 030639.0044

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: WITHDRAWAL OF ABANDONMENT
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This is in response to the petition under 37 CFR 1.181, filed January 24, 2003, requesting revival of the above-identified application based on timely filing of a reply.

A review of the file history shows that the examiner mailed an Office action to applicants on June 5, 2002, setting a three month shortened statutory period for reply. Upon failure to receive a reply the application was held abandoned by Notice of Abandonment mailed to applicants on January 8, 2003. Applicants state that a reply with a three month extension of time request was filed on December 5, 2002, and provide a copy of the reply and the Express Mail receipt showing deposit in the US Postal Service on December 5, 2002 as well as a properly filled out Certificate of Mailing. A review of the copy of the reply shows that applicants on at least the transmittal letter used the Serial Number of the parent application and the papers were likely correlated with that file. In view of applicants' evidence and copy of the reply showing timely filing thereof, the Notice of Abandonment is withdrawn and the application restored to pending status with the mailing of this decision.

Applicants' petition is **GRANTED**.

The reply will be entered and the application forwarded to the examiner for further consideration.

Should there be any questions regarding this decision, please contact William R. Dixon, Jr., by mail addressed to Director, Technology Center 1600, Washington, D.C. 20231, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


Jasmine C. Chambers

Director, Technology Center 1600


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